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8 Counsel for Defendant CRISOSTOMO
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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,)
12 Plaintiff,) No. CR 06-00386 MJJ
13 v.)) STIPULATION AND [PROPOSED]
14)) ORDER CONTINUING
15 VICTOR CRISOSTOMO,)) SENTENCING DATE
16 Defendant.)
17

17 IT IS HEREBY STIPULATED, by and between the parties to this action, that the sentencing
18 date in this case, previously scheduled for Friday, January 19, 2007, at 2:30 p.m. in Oakland,
19 California, before Honorable Judge Martin Jenkins, may be continued to Friday, February 16,
20 2007, at 2:30 p.m. for sentencing. The status of the case is that Mr. Crisostomo already has pled
21 guilty in accordance with a plea agreement entered into under Fed. R. Crim. P. 11(c)(1)(C). The
22 presentence report has been completed, however there is a discrepancy between the criminal
23 history calculations by the United States Probation officer and those calculated by the parties.
24 Defense counsel needs additional time to review the documents which relate to Mr. Crisostomo's
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1 criminal history and then prepare and file a sentencing memorandum prior to sentencing. Should
2 the Court continue the matter to Friday, February 16, 2007, at 2:30 p.m., it should allow enough
3 time for counsel to complete review of all documents and file its sentencing memorandum.
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6 DATED: January 30, 2007

/S/

7 JOYCE LEAVITT
8 Assistant Federal Public Defender

9 DATED: January 30, 2007

/S/

10 W. DOUGLAS SPRAGUE
11 Assistant United States Attorney

12 **SIGNATURE ATTESTATION**

13 I hereby attest that I have on file all holograph signatures indicated by a "conformed"
14 signature ("S") within this efiled document.

15
16 **ORDER**

17
18 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that sentencing date in this
19 case, previously scheduled for Friday, January 19, 2007, at 2:30 p.m. in Oakland, California,
20 before Honorable Judge Martin Jenkins, may be continued to Friday, March 2, 2007, at 2:30
21 p.m. for sentencing.

22 SO ORDERED.
23
24 DATED: 01/31/07



JUDGE MARTIN J. JENKINS
United States District Judge

25
26 STIP. CONTINUING
SENTENCING